IN THE HIGH COURT OF BOMBAY AT GOA, PANAJI-GOA

APPEAL FROM ORDER NO. 44 OF 2002

1. Shri Sukhanand Sitaram Gaonkar,
   of major age,
   resident of H.No. 72,
   Kothiwada,
   Taluka Bicholim, Goa.

2. Shri Sanjay Zaiba Rane Sardessai,
   of major age,
   resident of H.No. Not known,
   Cudchirem, Bicholim, Goa. .... Appellants

Versus

Shri Ramrao Venkatrao Rane,
of major age, resident of H.No. 240,
Choutharao wada,
Keri, Sattari, Goa. .... Respondent

Shri S.G. Bhobe, Advocate for the Appellants.
Shri Nikhil Vaze, Advocate for the Respondent.

CORAM : **P.V. KAKADE, J.**

DATE : **15th NOVEMBER, 2006**

ORAL JUDGMENT :

Heard the learned Counsel for both the parties.

2. It is stated at the bar that the trial has already commenced and

the adjudication is about to conclude on merits. This is an appeal against the order passed by the Civil Judge, Senior Division, Bicholim granting temporary injunction application filed by the plaintiff, as a result of which the defendants have preferred this appeal.

3. In my considered view, no purpose would be served by prosecuting this appeal on merits, especially when the hearing of the suit is about to be concluded. Under the circumstances, it is hereby directed that the lower Court shall conclude the adjudication and dispose of the suit as early as possible and in any case within 2 months from the date of the receipt of the writ of this Court. With these directions, the appeal stands disposed of with no order as to costs.

P.V. KAKADE, J.

NH